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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

ARACELI MEZA,)	CIVIL NO. 2:23-cv-01967-JDP
Plaintiff,)	
v.)	STIPULATION TO VOLUNTARY
MARTIN O'MALLEY,)	REMAND PURSUANT TO SENTENCE
Commissioner of Social Security, ¹)	FOUR OF 42 U.S.C. § 405(g) AND TO
Defendant.)	ENTRY OF JUDGMENT; PROPOSED
)	ORDER

IT IS STIPULATED by and between Plaintiff ("Plaintiff") and Defendant Martin O'Malley, Commissioner of Social Security ("Defendant"), through their undersigned counsel of record, that the above-entitled action shall be remanded to the Commissioner of Social Security for further administrative proceedings.

¹ Martin O'Malley became the Commissioner of Social Security on December 20, 2023. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Martin O'Malley should be substituted for Kilolo Kijakazi as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 On remand, the Commissioner will develop the record as necessary; reconsider all
2 relevant issues; offer the claimant the opportunity for a new hearing; and issue a new decision.
3 The parties further request that the Court direct the Clerk of the Court to enter a final judgment
4 in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

5 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
6 Social Security Act, 42 U.S.C. 405(g).

7
8 Dated: February 15, 2024

/s/ Francesco P. Benavides*

FRANCESCO P. BENAVIDES

Attorney for Plaintiff

*Authorized via e-mail on February 1, 2024

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By: /s/ Noah Schabacker

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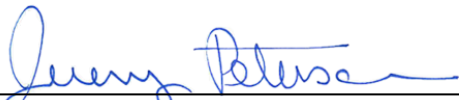
Attorneys for Defendant

~~[PROPOSED]~~ ORDER

Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g).

IT IS SO ORDERED.

Dated: February 16, 2024



JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE